IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,
AT HYDERABAD

THE HON'BLE MR JUSTICE A.GOPAL REDDY
and
THE HON'BLE MR JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION NO : 18353 of 2007

Between:

Mohd. Ahsanullha Qureshi

..... PETITIONER

AND

1. The Station House Officer, Taxk Force, Secunderabad, Hyderabad District and another.

.....RESPONDENTS

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ORAL ORDER: (per Hon'ble Sri Justice P. Swaroop Reddy)

This writ petition is taken up on the basis of letter dated 03.08.2007 addressed by one Mohd. Ahsanullahy Qureshi alleging that his brother, namely, Mohd. Nadeemullaha Qureshi, and two other persons namely, Fiayaz Khan and Mohd Shahed Asath were illegally taken away by the Task Force Police; that one of them is an accused for the offence under Section379 IPC; and that the cousin brother of the petitioner, namely, Faiyaz is suffering from palsy and after fits went into unconscious state after which the Task Force personnel took him to Yeshoda Hospital and admitted him and he was discharged on the same day, and hence he requests intervention about the illegal detention.

A counter affidavit is filed by the Deputy Commissioner of Police and Station House Officer, Task Force, Hdyerabad, stating that the allegation of the petitioner is false. There was no illegal detention of Mohd Nadeemulla Qureshi, the alleged detenu No.1 and Mohd. Shahed Asad, alleged detenu No.2, who were accused Nos.1 and 2 in Crime No.172 of 2007 under Section 457 and 380 IPC of P.S. Santoshnagar, registered on the basis of the complaint lodged by one Zulfequar Ali Khan of Santoshnagar. In connection with the above crime, both the alleged detenue were arrested on 14.08.2007 and were produced before the VII Additional Chief Metropolitan Magistrate's Court, Nampally, Hyderabad, who remanded the alleged detenue to judicial custody. Now they were lodged at Central Prison, Chenchalguda, Hyderabad. It is also clarified in the counter affidavit that the police have not arrested Fiayaz Khan in connection with the above crime. The remand report is filed along with the counter affidavit to show that the alleged detenu Nos.1 and 2 were remanded to judicial custody.

In view of the above position, nothing remains in the writ petition. Accordingly, the Writ Petition is dismissed at the admission stage.

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(A. GOPAL REDDY, J.)

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(P. SWAROOP REDDY, J.)

13th September, 2007
Js.